IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JAMES P. KETRENOS, plicant:

ET AL.

§ Group Art Unit:

2771

Serial No.: 09/466,113

§ Examiner:

Adnan M.

Mirza

Filed: December 17, 1999

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Commissioner for Patents Washington DC 20231

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Technology Center 2100

Sir:

In response to the August 9, 2002 Office Action, please consider the following remarks.

Remarks:

In the August 9, 2002 office action, claims 1-24 were rejected under section 103(a) over US Patent No. 5,850,522 to Wlaschin in view of US Patent No. 6,256,673 to Gayman. Applicant respectfully requests reconsideration and withdrawal of the rejection of claims 1-24.

There are three independent claims pending in this application: claims 1, 8 and 17.

Independent Claim 1 specifies a method that includes identifying portions of a file system, such as sectors, etc., that were previously stored by the client. In the office action, the Examiner said Wlaschin disclosed this element at column 7, lines 35-51. The Examiner is incorrect. Wlaschin

Date of Deposit: September 16, 2002

I hereby certify under 37 CFR 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is the Commissioner for Patents, Washington DC 20231.

lennifer Juarez